GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Allegations of Corruption and misconduct - Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.325 **Dated:15.03.2024**

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ORDER:

It is proposed to hold an enquiry against Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules,1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry are proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure - I). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada is directed to submit a written statement of his defense within 10 days of receipt of this order.

4. Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada is further informed that if they do not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada invited to Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS)(FAC)

To
Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))
The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:
The District Collector, Vijayawada.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI RACHURI SIVA RAO, FORMERLY ESTATE OFFICER, O/O. CHIEF EXECUTIVE OFFICER, TOURISM AUTHORITY, VIJAYAWADA.

Article of charge:

That Sri Rachuri Siva Rao, formerly Estate Officer, O/o. Chief Executive officer, Tourism Authority, Vijayawada, being a responsible Government Servant has himself forcedly pulled up the file bearing the Computer No. 1001667 at 6.49 PM (Friday evening beyond office hours) from the login of Assistant Section Officer and returned on 30.06.2023 at 6.54 PM with malafide intention, he being the accused officer in the said file wherein the subject matter of disproportionate assets case filed by ACB is being dealt, on 30.06.2023

Thus, Sri Rachuri Siva Rao, by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct un-becoming of a Government Servant and thereby contravened Rules 3(1) of A.P. Civil Services (Conduct) Rules, 1964.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS)(FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAISNT SRI RACHURI SIVA RAO, FORMERLY ESTATE OFFICER, O/O. CHIEF EXECUTIVE OFFICER, TOURISM AUTHORITY, VIJAYAWADA.

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The D.G., ACB, vide his preliminary report in Lr.dt:24.04.2020 has stated that a Disproportionate Assets case in Cr.No.01/RCA-CIU-ACB/2019, U/s 13 (1) (b) r/w. 13 (2) of Prevention of Corruption (Amendment) Act 2018 was registered against Sri Rachuri Siva Rao, Estate Officer, O/o Chief Executive Officer, Tourism Department, Vijayawada on 19.02.2019 by ACB Officials for the check period from 01.12.2007 to 20.02.2019.; he was arrested on 21.02.2019, was sent judicial remand and subsequently, he was kept under suspension vide CCLA, proceedings No.VSII(2)/1572019, dt:13.03.2019.

Subsequently on the proposal of the DG, ACB, authorization has been accorded to the Investigating Officer of A.C.B., of this case for fling the application in the Learned Court of Special Judge for A.C.B & S.P.E., Vijayawada, for attachment of properties worth Rs.4,08,65,293/- Final report from the DG, ACB is awaited.

In the meanwhile vide CMP.No.1861/Addl.Secy to CM/2023, dt: 17.05.2023 enclosed with the letter dt: 29.04.2023 of Sri K.Partha sarathy, MLA, Penamaluru the accused officer has fled a representation requesting to drop DA case registered against him and after examining the same, it was decided to address the DG, ACB for final report.

At this juncture, the AO, Sri Rachuri Siva Rao, Dy. Collector, presently working as Joint Secretary, APSWREIS, Tadepalli, has himself forcedly pulled up this file on hand (ACB DA Case file in Computer no. 1001667) on 30.06.2023 (Friday evening beyond office hours) at 6.49 PM from the login of the concerned ASO and returned on 30.06.2023 at 6.54 PM which amounts to criminal offence This lapse has been noticed by the concerned ASO on 03.07.2023 (01.07.2023 & 02.07.2023, Saturday and Sunday being holidays) while processing the file.

After examining the issue, having decided to initiate disciplinary proceedings against Sri Rachuri Shiva Rao, explanation has been called for from him, to show cause as to why the proposed disciplinary proceedings under APCS (CCA) Rules-1991 should not be initiated against him on the allegations of "forcebly pulling up the e-office file pertaining to Government (ACB DA case file) with malafide intention, he being the accused officer in the said file and in reply, the accused officer has submitted his explanation and Govt., after examining the same have decided to initiate disciplinary proceedings against him under rule- 20 of APCS(CC&A)Rules, 1991 for the alleged irregularities committed by him.

Hence, the charge.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS)(FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI RACHURI SIVA RAO, FORMERLY ESTATE OFFICER, O/O. CHIEF EXECUTIVE OFFICER, TOURISM AUTHORITY, VIJAYAWADA ARE PROPOSED TO BE SUSTAINED

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E-file movement history of the connected file in the e-office

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS)(FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI RACHURI SIVA RAO, FORMERLY ESTATE OFFICER, O/O. CHIEF EXECUTIVE OFFICER, TOURISM AUTHORITY, VIJAYAWADA, ARE PROPOSED TO BE SUSTAINED

-NIL-

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS)(FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER